

NIEDWESKE BARBER

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Attorneys for Defendant

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

MD KABIR, on behalf of himself and others
similarly situated,

Plaintiff

vs.

581 5th AVE GIFTS LLC, d/b/a PHANTOM OF
BROADWAY #2,

Defendant.

Civil Action No.: 08-4330 (CM)(DFE)

**DEFENDANT'S RULE 7.1
DISCLOSURE STATEMENT**

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Pursuant to F.R.Civ.P. 7.1, the undersigned hereby certifies that Defendant corporation is neither the parent, subsidiary, nor affiliate of any other corporation and has issued no shares or debt securities to the public.

NIEDWESKE BARBER, LLC

Dated: July 30, 2008

By: s/ Peter J. Heck

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**CERTIFICATION OF SERVICE
FOR DEFENDANT'S RULE 7.1
DISCLOSURE STATEMENT**

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I hereby certify that, on July 30, 2008, I caused Defendant's Rule 7.1 Disclosure Statement to be served upon counsel for Plaintiff via CM-ECF filing and regular mail to:

Robert L. Kraselnik, Esq.
40 Wall Street, 28th Floor
New York, NY 10005

NIEDWESKE BARBER, LLC

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